

UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF PENNSYLVANIA

SEAN M. DONAHUE,
Plaintiff

v.

LUZERNE COUNTY PRISON, ET AL.,
Defendants

CIVIL ACTION NO. 3:13-CV-1275

(JUDGE NEALON)
(MAGISTRATE JUDGE BLEWITT)

FILED
SCRANTON

JUL 30 2013

ORDER

PER *h*
DEPUTY CLERK

NOW, THIS 30th DAY OF JULY, 2013, for the reasons set forth in the Memorandum

issued this date, **IT IS HEREBY ORDERED THAT:**

1. The Report and Recommendation, (Doc. 8), is **ADOPTED**:
 - A. The Complaint, (Doc. 1), is **DISMISSED with prejudice**;
 - B. Plaintiff's motion to leave to proceed in forma pauperis, (Doc. 5), is **GRANTED** for the sole purpose of filing this action;
2. Plaintiff's motion to appoint counsel, (Doc. 12), is **DENIED**;
3. The Clerk of Court is directed to **CLOSE** this case; and
4. Any appeal will be deemed frivolous, lacking merit, and not taken in good faith.


United States District Judge